2049 Century Park East, Suite 2740 Los Angeles, CA 90067 Phone: (310) 553-2400 Fax: (310) 553-2675

# Benman, Brown & Williams

Fax			

Panalegal (BPAI)

To:	Examiner Vasco Harper	From:	Yasmin Emerson	
Fax:	703-308-7953	Date:	July 15, 2004	
Phone	<b>⇒:</b> 703-308-9797	Pages:	り Main Including Cover	
Re:	09/363,456 (Virtual-2)	CC:		
□ Urg	jent 🗆 For Review	☐ Please Comment	☐ Please Reply	☐ Please Recycle
•Com A a l	ments: (BPAL)			-

Per your request.

Sincerely, Yasmin

**RECEIVED** 

JUL 1 5 2004

BOARD OF PATENTAPPEALS AND INTERFERENCES

## BOARD OF PATENT APPEALS AND INTERFERENCES

Virtual-2

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

 W. Benman
 : Group Art Unit : 2671

 Serial No. 09/363,456
 : Examiner: H. Cao

 Filed: July 29, 1999
 : Date: April 21, 2003

For: System And Method For Extracting

Images Without Monochromatic...

#### AMENDMENT AFTER FINAL

Commissioner of Patents and Trademarks Washington, D. C. 20231

Sir:

In response to the Office Action dated November 21, 2002, please amend the above-identified Application as follows and consider the subsequent Remarks:

### IN THE CLAIMS:

Please amend the Claims as follows:

7. (Thrice Amended) A system for extracting images comprising:

first means for providing image data;

second means responsive to said first means for storing a first frame of image data consisting of a heterogeneous background scene;

third means responsive to said first means for providing a second frame of image data consisting of a second scene having said background scene at least partially obscured by a foreground object;

fourth means for subtracting said first frame from said second frame and providing a difference frame;